IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

In re: Chaparral Energy et al.

                Debtors.

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CHAPARRAL ENERGY LLC

                Appellant,

        v.   : C. A. No. 17-701-GMS

NAYLOR FARMS, INC. and
HARREL'S LLC   : Bankruptcy Case No. 16-11144-LSS

            Appellees.

RECOMMENDATION

At Wilmington this **26TH** day of **June, 2017**.

WHEREAS, pursuant to paragraph 2(a) of the Procedures to Govern

Mediation of Appeals from the United States Bankruptcy Court for this District dated

September 11, 2012, the court conducted an initial review, which included information

from counsel through a letter dated June 23, 2017, to determine the appropriateness of

mediation in this matter;

WHEREAS, as a result of the above screening process, the issues

involved in this case are not amenable to mediation and mediation at this stage would

not be a productive exercise, a worthwhile use of judicial resources nor warrant the

expense of the process.   The parties requested that the matter be removed from

mandatory mediation on the basis that mediation would not be productive. The parties

advised that efforts were made to resolve their differences, but remain very far apart and there is no adequate middle ground.

The parties further request that the following briefing schedule be entered for the appeal:

Opening Brief for Appellant and any party supporting Appellant's appeal	45 days after entry of order withdrawing the matter from mediation
Answering Brief	45 days after filing and service of opening brief
Reply Brief	21 days after filing and service of answering brief

THEREFORE, IT IS RECOMMENDED that, pursuant to paragraph 2(a) Procedures to Govern Mediation of Appeals from the United States Bankruptcy Court for this District and 28 U.S.C. § 636(b), this matter be withdrawn from the mandatory referral for mediation. Since the this Recommendation is consistent with the parties' requests, no objections should be filed.

Local counsel are obligated to inform out-of-state counsel of this Order.

/s/ Mary Pat Thynge
Chief U.S. Magistrate Judge